

To: Grantham, Nancy[Grantham.Nancy@epa.gov]; Williams, Laura[williams.laura@epa.gov];
Smith, Paula[Smith.Paula@epa.gov]
From: Russo, Rebecca
Sent: Wed 11/4/2015 9:38:34 PM
Subject: RE: ute mtn ute ?
R8 Administrator Talking Points updated.docx

Hi Nancy,

I'm not sure if it's the same request, but on Friday I sent Carolyn this information on Tribal notifications as well.

The attachment contains a lot of information, which you may or may not find useful.

Here are the basics:

The Southern Ute Tribe received notification on August 5, 2015 from Colorado Parks and Wildlife.

On August 7, 2015, Region 8 Administrator, Mr. Shaun McGrath, sent a letter to the Southern Ute Chairman, Honorable Clement Frost. The letter gave the tribe notice that we (EPA) would be conducting sampling and investigations in the Animas River on the Southern Ute Indian Reservation and would coordinate efforts through Mr. Tom Johnson, Tribal Environmental Programs Division Head.

Mr. Tom Johnson, Southern Ute Indian Tribe (SUIT) Environmental Programs Department Head notified Scott Clow, Ute Mountain Ute Tribe Environmental Director on August 8, 2015.

Rebecca A. Russo

Region 8 Congressional and Intergovernmental Liaison

Office: 303-312-6757

Cell: 303-204-1930

From: Grantham, Nancy
Sent: Wednesday, November 04, 2015 10:55 AM
To: Williams, Laura; Russo, Rebecca; Smith, Paula
Cc: Grantham, Nancy
Subject: ute mtn ute ?

Hi .. I know that Laura Williams met with the Ute Mountain Utes (Scott Clow) in Durango at one point – do we know the precise date they were notified of the release?

Thanks ng

From: Johnson, Tom [<mailto:tojohns@southernute-nsn.gov>]
Sent: Thursday, October 29, 2015 9:47 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: Gold King Mine - La Plata County Draft Workplan

Hi Nancy,

The SUIT first learned of the Gold King Mine release when Mr. Bob Randall, Deputy Director in the Colorado Department of Natural Resources called Mr. Steve Whiteman, the Tribe's Wildlife Resources Division Head on Wednesday afternoon, August 5, 2015 at approximately 1:50pm. The Tribe's Emergency Manager then contacted and coordinated with the LaPlata County Emergency Manager.

I contacted Scott Clow, the Ute Mountain Ute's Environmental Director on August 11th. He indicated that their Emergency Manager had received the initial contact. I can try and find the exact date and time, if needed.

On August 12, 2015, UMU Tribal Councilwoman, Regina White Skunk and SUIT Vice-Chairman, Ramona Eagle attended the meeting with EPA Administrator, Gina McCarthy that followed the press conference at the Fairgrounds.

Tom

From: Grantham, Nancy [<mailto:Grantham.Nancy@epa.gov>]
Sent: Thursday, October 29, 2015 4:45 PM
To: Johnson, Tom <tojohns@southernute-nsn.gov>
Cc: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: RE: Gold King Mine - La Plata County Draft Workplan

Thanks ..

Can you refresh me on a time line issue?

When – after the 8/5 GKM release were the Southern Ute and the Ute Mtn Ute tribes notified?
Am involved in preparing some responsive materials --

Thanks much

From: Johnson, Tom [<mailto:tojohns@southernute-nsn.gov>]
Sent: Wednesday, October 28, 2015 7:34 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: FW: Gold King Mine - La Plata County Draft Workplan

FYI

From: Sheryl Rogers [<mailto:rogers@lpcattorney.org>]

Sent: Wednesday, October 28, 2015 3:54 PM

To: Nelson, Dirk <dirk.nelson@durangogov.org>; Ron LeBlanc <Ron.LeBlanc@durangogov.org>; communications@silverton.co.us; Hall, Lorelyn <lhall@southernute-nsn.gov>; Knudsen, Shannon <sknudsen@southernute-nsn.gov>; Washinawatok, James <jwash@southernute-nsn.gov>; Zink, Brian <bzink@southernute-nsn.gov>; Brian Devine <BDevine@sjbhd.org>; julie.brown@durangogov.org; april.zion@durangogov.org; 'Jeff Robbins' <robbins@grn-law.com>; Sherri Dugdale (<dugdalesl@ci.durango.co.us>) <dugdalesl@ci.durango.co.us>; Liane Jollon <LJollon@sjbhd.org>

Cc: Joe Kerby <Joe.Kerby@co.laplata.co.us>; Joanne Spina <Joanne.Spina@co.laplata.co.us>; Diane Sorensen <Diane.Sorensen@co.laplata.co.us>; Chris Heydinger <heydinger@lpcattorney.org>; Kathleen Lyon <lyon@lpcattorney.org>

Subject: Gold King Mine - La Plata County Draft Workplan

Good afternoon. As we discussed in late September, attached is a copy of La Plata County's draft workplan for its cooperative agreement with the EPA. We submitted this draft to the EPA today as a "soft" submittal as they suggested to us in August. As many of you are aware, we are fighting a 90 day deadline (November 3) from the date of the event to recover pre-award costs. La Plata County submitted a formal request to the EPA for a deviation from the deadline September 16 and renewed that request on October 12. It is my understanding that EPA has sent a request for a class deviation (which would include all of us and others) to Washington DC. The deviation would give us until February 5 to enter into cooperative agreements with the EPA. Formal submittal of each entity's workplan and budget would be due the second week of January.

In the meantime, the EPA has been unwilling to commit to the deviation in writing. As such, today Joe Kerby and I worked with staffers for Congressman Tipton and Senator Bennett and it is my understanding that the delegation will be send a letter regarding the deviation to the EPA today or tomorrow. Hopefully, the deviation will be approved and the November 3 deadline will no longer be material.

We look forward to reviewing the workplans of all entities. As always, if you have questions or concerns, please let me know.

Sheryl Rogers

County Attorney

La Plata County Attorneys Office

1099 Main Ave., Suite 311

Durango, CO 81301

(970) 382-8600

(970) 382-8602 fax

rogers@lpcattorney.org

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